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No. 97-22

PROTOCOL TO THE NORTH ATLANTIC TREATY ON THE ACCESSION OF SPAIN

MESSAGE

FROM

THE PRESIDENT OF THE UNITED STATES

TRANSMITTING

A CERTIFIED COPY OF THE PROTOCOL TO THE NORTH ATLANTIC TREATY ON THE ACCESSION OF SPAIN, SIGNED IN BRUSSELS ON DECEMBER 10, 1981, ON BEHALF OF THE UNITED STATES AND THE OTHER PARTIES TO THE NORTH ATLANTIC TREATY

JANUARY 28, 1982.—Protocol was read the first time and, together with the accompanying papers, referred to the Committee on Foreign Relations and ordered to be printed for the use of the Senate

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WASHINGTON : 1982

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LETTER OF TRANSMITTAL

THE WHITE HOUSE, *January 26, 1982.*

To the Senate of the United States:

With a view to receiving the advice and consent of the Senate to ratification, I transmit herewith a certified copy of a protocol to the North Atlantic Treaty on the accession of Spain, signed in Brussels on December 10, 1981 on behalf of the United States and the other parties to the North Atlantic Treaty. I transmit also for the information of the Senate the report made to me by the Secretary of State regarding this matter.

Spain's rededication to the values and purposes underlying the North Atlantic Treaty, and her decision to seek full partnership in the effort to maintain Western security, are historic developments and a source of inspiration in these troubled times. Spain's strategic location, and human and material resources, will make a major contribution to the security of the Alliance. Accordingly, I urge that the Senate give early and favorable consideration to this protocol.

RONALD REAGAN.

LETTER OF SUBMITTAL

DEPARTMENT OF STATE,
Washington, January 15, 1982.

The PRESIDENT,
The White House.

THE PRESIDENT: I have the honor to submit to you, with a view to its transmission to the Senate for advice and consent to ratification, a protocol to the North Atlantic Treaty on the accession of Spain, which was opened for signature at Brussels on December 10, 1981 and which has been signed on behalf of the United States of America and the other parties to the North Atlantic Treaty.

Spain's influence on the evolution of Western culture and values has been profound. In the aftermath of the disastrous Civil War of 1936–1939, however, Spain was relatively isolated from the mainstream of Western European and North Atlantic developments, particularly in their institutional manifestations. The death of General Franco in 1975 signalled the beginning of the end of this unfortunate era. Since that time, Spain has made extraordinary progress in the restoration of democratic institutions. It is now seeking to resume its rightful place in the councils of the free nations of the West. These developments warrant the continued support and encouragement of the United States and its North Atlantic Treaty Organization allies.

The enclosed protocol to the North Atlantic Treaty on the accession of Spain constitutes a concrete manifestation of the recognition by the United States and its allies that the time has now come for Spain to assume full partnership in the basic mechanism for the preservation of Western security. Accession of Spain to the North Atlantic Treaty will be a matter of great significance, not only for Spain, but for the Alliance as a whole. Spanish membership in the North Atlantic Treaty Organization will provide the means for integrating into Alliance defense planning the important contribution that Spain can make to the maintenance of peace and security in the European and North Atlantic area. Geographically, Spain is of unique strategic importance, occupying the bulk of the Iberian Peninsula and fronting both the Atlantic Ocean and the Mediterranean Sea. Participation in the various NATO military programs will assist in the modernization of the Spanish armed forces and also help those forces to exercise a role compatible with democratic institutions.

The United States and Spain have enjoyed a close bilateral military relationship since 1953, when Spain first granted to the United States access to and use of important military facilities in that country. Accession by Spain to the North Atlantic Treaty will permit that cooperation to be broadened to take into account the NATO dimension, and will entail, for the first time, the extension of a security commitment

to Spain. This new broadened cooperation will be reflected in the bilateral agreement now being negotiated to succeed the Treaty of Friendship and Cooperation of January 24, 1976.

The enclosed protocol is comparable to prior protocols of accession to the North Atlantic Treaty, and does not alter the substantive provisions of that Treaty in any way.

Article I of the protocol provides that upon the entry into force of the protocol, the Secretary General shall, on behalf of all the parties, extend an invitation to Spain to accede to the North Atlantic Treaty. Thereafter, Spain shall become a party to that Treaty on the date upon which it deposits its instrument of accession with the United States in accordance with the provisions of Article 10 of the Treaty.

Article II of the protocol provides that it shall enter into force when each of the parties to the North Atlantic Treaty has notified the United States of its acceptance of the protocol.

Article III of the protocol provides for the equal authenticity of the English and French texts, and for its deposit with the United States, the depositary state for North Atlantic Treaty purposes.

The protocol transmitted herewith, providing for the inclusion of Spain among the States party to the North Atlantic Treaty, will be a direct and material contribution to the security of the Western alliance, and hence to the security of the United States. It is hoped, therefore, that action of the United States with respect to the ratification of the protocol can be completed quickly in order that it be possible for Spain to assume a full partnership in the North Atlantic Treaty structure and institutions.

Respectfully submitted.

WALTER J. STOESSEL, Jr.

PROTOCOL TO THE NORTH ATLANTIC TREATY ON THE ACCESSION OF SPAIN

The Parties to the North Atlantic Treaty, signed at Washington on April 4, 1949,

Being satisfied that the security of the North Atlantic area will be enhanced by the accession of the Kingdom of Spain to that Treaty,

Agree as follows:

ARTICLE I

Upon the entry into force of this Protocol, the Secretary General of the North Atlantic Treaty Organization shall, on behalf of all the Parties, communicate to the Government of the Kingdom of Spain an invitation to accede to the North Atlantic Treaty. In accordance with article 10 of the Treaty, the Kingdom of Spain shall become a Party on the date when it deposits its instrument of accession with the Government of the United States of America.

ARTICLE II

The present Protocol shall enter into force when each of the Parties to the North Atlantic Treaty has notified the Government of the United States of America of its acceptance thereof. The Government of the United States of America shall inform all the Parties to the North Atlantic Treaty of the date of receipt of each such notification and of the date of the entry into force of the present Protocol.

ARTICLE III

The present Protocol, of which the English and French texts are equally authentic, shall be deposited in the Archives of the Government of the United States of America. Duly certified copies thereof shall be transmitted by that Government to the Governments of all the Parties to the North Atlantic Treaty.

In witness whereof, the undersigned plenipotentiaries have signed the present Protocol.

Opened for signature at Brussels the 10th day of December 1981.

For the Kingdom of Belgium:
CHARLES F. NOTHOMB.

For Canada:
MARK MACGUIGAN.

For the Kingdom of Denmark:
ANKER SVART.

For France:
C. CHEYSSON.

For the Federal Republic of Germany:
HANS-DIETRICH GENSCHER.

For Greece:
IOANNIS HARALAMBOPOULOS.
For Iceland:
HENRIK SV. BJORNSSON.
For Italy:
E. COLOMBO.
For the Grand Duchy of Luxembourg:
FLESCH.
For the Kingdom of the Netherlands:
M.V.D. STOEL.
For the Kingdom of Norway:
SVENN STRAY.
For Portugal:
ANDRE GONCALVES PEREIRA.
For the Republic of Turkey:
TURKMEN.
For the United Kingdom of Great Britain and Northern Ireland:
CARRINGTON.
For the United States of America:
A. M. HAIG, Jr.